

# Exhibit N

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

|                                       |   |                             |
|---------------------------------------|---|-----------------------------|
| HITACHI, LTD., and HITACHI AUTOMOTIVE | ) |                             |
| PRODUCTS (USA), INC.,                 | ) |                             |
|                                       | ) |                             |
| Plaintiffs,                           | ) |                             |
|                                       | ) |                             |
| v.                                    | ) | Civil Action No. 05-048-SLR |
|                                       | ) |                             |
| BORGWARNER INC., and                  | ) |                             |
| BORGWARNER MORSE TEC INC.,            | ) |                             |
|                                       | ) |                             |
| Defendants.                           | ) |                             |
| <hr/>                                 |   |                             |
| BORGWARNER INC.,                      | ) |                             |
|                                       | ) |                             |
| Counterclaimant,                      | ) |                             |
|                                       | ) |                             |
| v.                                    | ) |                             |
|                                       | ) |                             |
| HITACHI, LTD., and HITACHI AUTOMOTIVE | ) |                             |
| PRODUCTS (USA), INC.,                 | ) |                             |
|                                       | ) |                             |
| Counterdefendants.                    | ) |                             |

**STIPULATION AND ORDER TO AMEND SCHEDULE**

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the parties and subject to the approval of the Court, that the following deadlines shall be extended to the dates indicated, but that the current case schedule otherwise shall remain unchanged:

|   |          |
|---|----------|
| Opposition summary judgment briefs                              | 11-13-06 |
| Expert discovery to conclude                                    | 12-07-06 |
| Daubert motions   | 12-14-06 |
| Reply summary judgment briefs                                   | 12-15-06 |
| Exchange of fact witness lists                                  | 12-21-06 |
| Exchange of rebuttal fact witness lists                         | 01-22-07 |
| Deposing Fact Witnesses who have not<br>been previously deposed | 02-22-07 |

ASHBY & GEDDES

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**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
Chief Judge Sue L. Robinson